

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Thomas BUCHBERGER et al

Confirmation No. 1291

Serial No. 10/549,576

Attention:

Based on PCT/DE 03/03300

Charitta A Burt
PCT INTERNATIONAL DIVISION

Docket No.: R.304929

RESPONSE TO MISSING REQUIREMENTS UNDER 35 U.S.C. 371

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Missing Requirements Under 35 U.S.C. 371 dated November 15, 2006, please find the enclosed:

- 1) Copy of PCT / DO / EO / 905 dated November 15, 2006
- 2) Executed Declaration

The Commissioner is hereby authorized to charge payment of surcharge for Missing Requirements of the application in the amount of \$130.00 to Deposit Account 07-2100. Further, the Commissioner is hereby authorized to charge payment of any or all fees associated with this communication to Deposit Account 07-2100.

Respectfully submitted,

Ronald E. Greig
Registration No. 31,517
Attorney for Applicants

Date: November 17, 2006

11/22/2006 GFREY1 0000061 072100 10549576
01 FC:1617 130.00 DA

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UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,576	Thomas Buchberger	R.304929
INTERNATIONAL APPLICATION NO.		
PCT/DE03/03300		
I.A. FILING DATE	PRIORITY DATE	
10/06/2003	03/19/2003	
CONFIRMATION NO. 1291		
371 FORMALITIES LETTER		
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Date Mailed: 11/15/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/19/2005
- English Translation of the IA filed on 09/19/2005
- Copy of the International Search Report filed on 09/19/2005
- Preliminary Amendments filed on 09/19/2005
- Information Disclosure Statements filed on 09/19/2005
- Oath or Declaration filed on 09/19/2005
- Request for Immediate Examination filed on 09/19/2005
- U.S. Basic National Fees filed on 09/19/2005

D O C K E T E D

BY _____ ON _____
 BY NCR ON 11/17/06
 DUE DATE January 15, 2007
 CALL UP _____

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

CHARITTA A BURT

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,576	PCT/DE03/03300	R.304929

FORM PCT/DO/EO/905 (371 Formalities Notice)